

11-15-04

RCE/3727
ITW

PTO/SB/30 (5/2000)

Approved for use through xx/xx/xxxx. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	10/085,343
	Filing Date	02/28/2002
	First Named Inventor	Jeffrey J. Gratz
	Group Art Unit	3727
	Examiner Name	Tri M. Mai
	Attorney Docket Number	273.018

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RTE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on October 12, 2004
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 05-1170

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ One Month Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (small entity)

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 395.00 enclosed.

c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	PETER C. STOMMA	Registration No. (Attorney/Agent)	36,020
Signature		Date	November 12, 2004

CERTIFICATE OF EXPRESS MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as EXPRESS MAIL - POST OFFICE ADDRESSEE, in an envelope addressed to: Mail Stop - Box RCE - Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22312-1450 on the 12th. day of November, 2004. The Express Label is EV339661674US.			
Name (Print/Type)	Christine Kierzek		
Signature		Date	November 12, 2004

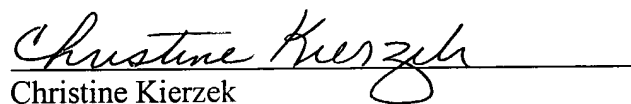


Certification Under 37 CFR 1.10


Express Mail Label No: EV3396616741US

Date of Deposit: November 12, 2004

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service in "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Mail Stop – Box RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Christine Kierzek

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FEE TRANSMITTAL				Complete if Known																																											
for FY 2004				Application Number	10/085,343																																										
Patent fees are subject to annual revision.				Filing Date	02/28/2002																																										
<div style="border: 1px solid black; border-radius: 50%; width: 150px; height: 150px; margin: 0 auto; display: flex; align-items: center; justify-content: center; text-align: center;">RECEIVED FEB 12 2004 PATENT & TRADEMARK OFFICE</div>				First Named Inventor	Jeffrey J. Gratz																																										
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TOTAL AMOUNT OF PAYMENT		\$395.00																																													
METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																											
<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None</div><div>3. ADDITIONAL FEES</div></div> <div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Applicant Claims Small Entity status. See 37 CFR 1.27</div><div>Large Entity Small Entity</div></div> <div style="display: flex; justify-content: space-between;"><div><input type="checkbox"/> Deposit Account Deposit Account Number: 50-1170 Deposit Account Name: Boyle, Fredrickson, Newholm, Stein & Gratz S.C.</div><div>Fee Fee Fee Fee</div></div> <div style="display: flex; justify-content: space-between;"><div><input type="checkbox"/> The Commissioner is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.</div><div>Fee Paid</div></div>																																															
FEE CALCULATION																																															
1. BASIC FILING FEE																																															
<table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td></td><td></td><td>101</td><td>770</td><td>201 385 Utility filing fee</td><td></td></tr><tr><td></td><td></td><td>106</td><td>340</td><td>206 170 Design filing fee</td><td></td></tr><tr><td></td><td></td><td>107</td><td>530</td><td>207 265 Plant filing fee</td><td></td></tr><tr><td></td><td></td><td>108</td><td>770</td><td>208 385 Reissue filing fee</td><td></td></tr><tr><td></td><td></td><td>114</td><td>160</td><td>214 80 Provisional filing fee</td><td></td></tr><tr><td colspan="5" style="text-align: right;">SUBTOTAL (1)</td><td>(\$)</td></tr></tbody></table>				Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid			101	770	201 385 Utility filing fee				106	340	206 170 Design filing fee				107	530	207 265 Plant filing fee				108	770	208 385 Reissue filing fee				114	160	214 80 Provisional filing fee		SUBTOTAL (1)					(\$)		
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SUBMITTED BY				Complete (if applicable)																																											
Name (Print/Type)		PETER C. STOMMA		Registration No. (Attorney/Agent)	36,020																																										
Signature				Telephone	(414) 225-6306																																										
				Date	1/12/04																																										

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Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant commissioner for Patents, Washington, DC 20231.